

This listing of claims replaces all prior versions, and listing, of claims in the application:

**Listing of Claims:**

1. (Canceled) A compact disk holder comprising:  
a disk securing member structured and arranged to engage a compact disk;  
a base; and  
at least one spoke extending radially from the disk securing member to the base.
2. (Canceled) The compact disk holder of claim 1 wherein the at least one spoke is discontinuous around a perimeter of the disk securing member.
3. (Canceled) The compact disk holder of claim 1 wherein the at least one spoke comprises several spokes extend radially from the disk securing member toward the base, the spokes each being discontinuous around a perimeter of the disk securing member.
4. (Canceled) The compact disk holder of claim 3 wherein the spokes have sides that are structured and arranged such that wedge shaped cut-out areas are defined between the spoke sides.
5. (Canceled) The compact disk holder of claim 1 further comprising a disk protecting member positioned around a perimeter of a compact disk engaged by the disk securing member.
6. (Currently amended) A compact disk holder comprising:  
a first side;

a second side connected to the first side ~~so as to~~ permit the first side to move relative to the second side between a closed position and an open position;

a disk securing member structured and arranged to engage a compact disk; and

~~at least one spoke extending radially from the disk securing member toward the second side, the at least one spoke being discontinuous around a perimeter of the disk securing member;~~  
and

a window configured to view within the compact disk holder when the first side and the second side are in the closed position, wherein the window is smaller than the first side or the second side.

7. (Currently amended) The compact disk holder of claim 6 wherein:

~~the at least one spoke is configured to obstruct a first portion of a side of a compact disc to be engaged by the disk securing member; and~~

~~-the window is structured and arranged to view a second portion of the side of the compact disk that is not obstructed by the at least one spoke.~~  
~~at least one spoke is structured and arranged to expose a portion of a compact disk that is engaged by the disk securing member from a viewing position that faces the side from which the disk securing member extends.~~

8. (Canceled) The compact disk holder of claim 6 wherein:

the first side and the second side form a cavity in the closed position; and

at least one transparent cut-out area is defined adjacent to the at least one spoke, enabling perception of the cavity.

9. (Canceled) The compact disk holder of claim 6 wherein at least one non-transparent cut-out area is defined adjacent to the at least one spoke.

10. (Currently amended) The compact disk holder of claim 78 wherein the window is generally congruent to, and superimposed over, the second portion of the side of the compact

~~disk that is not obstructed by the at least one spoke at least one transparent cut out area defines at least one wedge shaped viewing window.~~

11. (Currently amended) The compact disk holder of claim 6 wherein the window comprises a further comprising a transparent material through which the interior of the compact disk holder may be viewed when the first side and the second side are in the closed position covering the second side and enabling perception of the cavity when the compact disk holder is in the closed position.

12. (Currently amended) The compact disk holder of claim 6 wherein:  
the first side is structured and arranged to define ~~thea~~ a viewing window and a second window, the window providing; and  
~~the viewing window constitutes less than all of the first side to provide a first viewing characteristic that differs from a second viewing characteristic that is provided by the second window.~~  
~~through another portion of the first side.~~

13. (Currently amended) The compact disk holder of claim 6 wherein:  
the first side and the second side form a cavity in the closed position;  
the first side and the second side include substantially flat surfaces; and  
the disk securing member is ~~includes a spacing structure~~ structured and arranged to ~~that~~ separates a flat surface of the compact disk from the substantially flat surfaces of the first side and the second side.

14. (Original) The compact disk holder of claim 13 further comprising an inner surface member upon which the disk securing member is positioned.

15. (Currently amended) The compact disk holder of claim 13 wherein the disk securing member includes a central portion that configured to engage the a center hole of the compact disk by moving the central portion of the disk securing member toward the second side.

16. (Currently amended) The compact disk holder of claim 6 further comprising a disk protecting member positioned around to accommodate a perimeter of the compact disk engaged by the disk securing member.

17. (Currently amended) The compact disk holder of claim 6 wherein the-at least one dimensions of the compact disk holder are-is greater perceptibly than the width, height, or thickness dimensions of 12 cm, 14 cm, or 1cm, respectively dimensions of a Jewel case typically used to store compact disks having a format that differs from a format of a digital versatile disk.

18. (Currently amended) The compact disk holder of claim 6 further comprising a compact disk engaged within the compact disk holder.

19. (Original) The compact disk holder of claim 18 wherein the compact disk has a format that differs from a format of a digital versatile disk.

20. (Original) The compact disk holder of claim 18 wherein the compact disk stores electronic marketing materials.

21. (Currently amended) The compact disk holder of claim 20 wherein the electronic marketing materials comprise computer software for installing-connecting a personal computer to an Internet service provider on a personal computer.

22. (Currently amended) The compact disk holder of claim 12 further comprising a dual sided label with opposing front and back faces that is affixed to the first side and positioned over at least a portion of the viewing window.

23. (Currently amended) The compact disk holder of claim 22 wherein the label has information printed both on the front of the label that is viewable while the compact disk holder is in the closed position and on the back of the label that is viewable through the window only while the compact disk holder is in the open position.

  
24. (Original) The compact disk holder of claim 23 wherein the front of the label contains information identifying an intended recipient and the back of the label contains marketing information relating the intended recipient to a marketing source.

25. (Currently amended) The compact disk holder of claim 24 further comprising:  
a compact disk; and  
postage affixed to the compact disk holder wherein the compact disk holder is mailed to the intended recipient.

26. (Currently amended) The compact disk holder of claim 24 further comprising:  
a compact disk; and  
a wrapper around the compact disk holder and postage affixed to the wrapper wherein the compact disk holder is mailed to the intended recipient.

27. (Original) The compact disk holder of claim 25 further comprising a locking mechanism capable of securing the first side and the second side in the closed position during mailing of the compact disk holder.

28. (Currently amended) A method of distributing marketing materials to an intended recipient, comprising:

obtaining a compact disk on which marketing materials are stored as data;

installing the compact disk into a compact disk holder having:

-a first side;

-and a second side connected to the first side so as to permit the first side to move relative to the second side between a closed position and an open position;

~~wherein the second side comprises a disk securing member structured and arranged to engage the compact disk and having at least one spoke extending radially from the disk securing member toward the second side, the at least one spoke being discontinuous around a perimeter of the disk securing member;~~

a window configured to view within the compact disk holder when the first side and the second side are in the closed position, wherein the window is smaller than the first side or the second side; and

delivering sending the holder containing the compact disk to the intended recipient.

29. (Currently amended) The method of claim 28 wherein the compact disk holder of claim 28 wherein the at least one spoke of the compact disk holder is structured and arranged configured to obstruct a first portion of a side of the compact disk engaged by the disk securing member, and the window is structured and arranged to view a second portion of the side of the compact disk that is not obstructed by the at least one spoke, and installing includes placing the compact disk within the compact disk holder to be viewable using the window, to expose a portion of the compact disk that is engaged by the disk securing member from a viewing position that faces the second side such that the installing comprises installing the compact disk in the holder with a portion of the compact disk exposed from the viewing position facing the second side.



30. (Canceled) The compact disk holder of claim 29 wherein:  
the first side and the second side form a cavity in the closed position; and  
at least one transparent cut-out area is defined adjacent to the at least one spoke  
enabling perception of the cavity such that the installing comprises installing the  
compact disk in the holder with the at least one transparent cut-out area.

31. (Canceled) The compact disk holder of claim 28 wherein at least one non-transparent cut-out area is defined adjacent to the at least one spoke such that the installing comprises installing the compact disk in the holder with the at least one non-transparent cut-out area.

32. (Currently amended) The ~~compact disk holder~~method of claim 2930 wherein the window of the compact disk holder generally is congruent to, and superimposed over, the second portion of the side of the compact disk that is not obstructed by the at least one spoke~~at least one cut-out area defines at least one wedge shaped viewing window such that the installing comprises installing the compact disk in the holder with the wedge shaped at least one cut-out area.~~

33. (Currently amended) The ~~compact disk holder~~method of claim 2930 wherein the window of the compact disk holder comprises further comprising a transparent material covering the second side and enabling perception of the cavity when the compact disk holder is in the closed position such that the installing comprises installing the compact disk in the holder with the transparent material covering the second side through which the interior of the compact disk holder may be viewed when the first side and the second side are in the closed position.

34. (Currently amended) The ~~compact disk holder~~method of claim 28 further wherein the first side of the compact disk holder is structured and arranged to define the window and a second window, the window providing a first viewing characteristic that differs from a

second viewing characteristic provided by the second window, and installing includes locating the compact disk to be viewable within the compact disk holder using at least the window or the second window. comprising the first side being structured and arranged to define a viewing window wherein the viewing window constitutes less than all of the first side to provide a first viewing characteristic that differs from a second viewing characteristic that is provided through another portion of the first side such that the installing comprises installing the compact disk in the compact disk holder with the viewing window on the first side.

35. (Canceled) The compact disk holder of claim 34 wherein the first side and the second side are structured and arranged to define a rectangle with a length extending from top to bottom and the viewing window is positioned in the bottom portion of the first side such that the installing comprises installing the compact disk in the holder with rectangular sides and the viewing window in the bottom portion of the first side.

36. (Currently amended) The method ~~compact disk holder~~ of claim 345 wherein the window of the viewing window ~~compact disk holder on the first side~~ has a rectangular shape such that the installing comprises installing the compact disk in the holder with the rectangular viewing window on the first side.

37. (Currently amended) The ~~compact disk holder~~method of claim 28 wherein the first side and the second side of the compact disk holder include substantially flat surfaces and the disk securing member ~~is structured and arranged~~includes a spacing structure, and installing includes using the disk securing member and its spacing structure to separate a flat surface of the compact disk from the substantially flat surfaces of the first side and the second side such that the installing comprises installing the compact disk in the holder separated from the substantially flat first side and second side surfaces by the disk securing member.

38. (Currently amended) The ~~compact disk holder~~method of claim 37 further comprising wherein the compact disk holder includes an inner surface member upon which the disk securing member is positioned such that the installing comprises installing the compact disk in the holder with the disk securing member positioned on the inner surface member.

39. (Currently amended) The ~~compact disk holder~~method of claim 37 wherein the disk securing member of the compact disk holder includes a central portion that configured to engages a center hole of the compact disk, and by moving the central portion of the disk securing member toward the second side such that the installing comprises engaging the central portion of the disk securing member to the center hole of the compact disk. installing the compact disk in the holder with the disk securing member by moving the central portion toward the second side.

40. (Currently amended) The ~~compact disk holder~~method of claim 28 further comprising wherein the compact disk holder includes a disk protecting member positioned around to accommodate a perimeter of the compact disk, such that the installing comprises installing the compact disk in the compact disk holder so that the compact disc is accommodated by the disk protecting member with the disk protecting member.

41. (Cancelled) The compact disk holder of claim 28 wherein the dimensions of the compact disk holder is greater than the dimensions of a Jewel case typically used to store compact disks having a format that differs from a format of a digital versatile disk such that the installing comprises installing the compact disk in the compact disk holder with the dimensions greater than the dimensions of a Jewel case.

42. (Currently amended) The ~~compact disk holder~~method of claim 28 wherein the compact disk has a format that differs from a format of a digital versatile disk such that the

obtaining comprises obtaining the a compact disk with having a format different from than a digital versatile disk.

43. (Currently amended) The compact disk holdermethod of claim 28 wherein the compact disk stores electronic marketing materials such that the obtaining comprises obtaining the a compact disk with having stored electronic marketing materials stored thereon.

44. (Currently amended) The compact disk holdermethod of claim 43 wherein the electronic marketing materials comprise computer software for connecting a personal computer to installing an Internet service provider on a personal computer such that the obtaining comprises obtaining the compact disk with electronic marketing materials for installing the Internet service provider stored thereon.

45. (Currently amended) The compact disk holdermethod of claim 34 wherein installing comprises affixing to the first side of the compact disk holder, over at least a portion of the window, further comprising a dual sided label with opposing front and back faces that is affixed to the first side and positioned over at least a portion of the viewing window such that the installing comprises installing the compact disk in the holder with the dual sided label positioned over at least a portion of the viewing window.

46. (Currently amended) The compact disk holdermethod of claim 45 wherein affixing the label includes positioning the label so that the information printed on the back side of the label is viewable through the window has information printed both on the front of the label that is viewable while the compact disk holder is in the closed position and the back of the label that is viewable only while the holder is in an the opened position such that the installing comprises installing the compact disk in the holder with the dual sided label with printed information on the front and the back faces positioned over at least a portion of the viewing window.

47. (Currently amended) The compact disk holdermethod of claim 46 wherein the front side of the front of the label containsincludes information identifying anthe intended recipient and the back side of the label containsincludes marketing information relating the intended recipient to a marketing source such that the installing comprises installing the compact disk in the holder with the dual sided label with the identifying information printed on the front face and the marketing information printed on the back face positioned over at least a portion of the viewing window.

48. (Currently amended) The compact disk holdermethod of claim 47 further wherein sending comprises affixing postage to the compact disk holder wherein the compact disk holder isfor mailing to mailed to the intended recipient such that the intentionally delivering comprises mailing the holder with the postage affixed thereon.

49. (Currently amended) The compact disk holdermethod of claim 47 wherein sending comprises:

further comprisingplacing a wrapper around the compact disk holder; holder and affixing postage to the wrapper for mailing to the intended recipient. postage affixed to the wrapper wherein the compact disk holder is mailed to the intended recipient such that the intentionally delivering comprises mailing the holder with the wrapper and the postage affixed thereon.

50. (Currently amended) The compact disk holdermethod of claim 49 further comprising wherein the compact disk holder includes a locking mechanism capable of securing the first side and the second side in the closed position, and installing includes using the locking mechanism to secure the first side and the second side in the closed position during sending, during mailing of the compact disk holder such that the intentionally delivering comprises mailing the holder with locking mechanism to secure the holder during mailing.

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51. (New) The compact disk holder of claim 10 wherein the second portion of the side of the compact disk that is not obstructed by the at least one spoke generally comprises a wedge shape.

52. (New) The compact disk holder of claim 17 having a height dimension of about 19 cm.

53. (New) The compact disk holder of claim 17 having a thickness dimension of about 1.5 cm.

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